

# ROOSEVELT IN OWN ANANIAS CLUB DEFENSE RESTS IN THE HAINS TRIAL



WEATHER—Fair to-night and Saturday.

## FINAL RESULTS EDITION

# The



# World.

"Circulation Books Open to All."

"Circulation Books Open to All."

PRICE ONE CENT.

NEW YORK, FRIDAY, JANUARY 8, 1909.

PRICE ONE CENT.

## ROOSEVELT GETS LASHED BY CONGRESS

### Secret Service Slur Declared Without Basis of Fact and a Breach of Privilege.

### TO TABLE HIS MESSAGE.

### Members of the House Send the President to His Own Ananias Club.

(Special to The Evening World.)  
WASHINGTON, Jan. 8.—Congress in full fighting trim got back at President Roosevelt on his Secret Service charges to-day, while a throng that jammed every inch of space in the House and overflowed into the corridors of the Capitol, applauded the verbal ripping and lashing.

Most of the Congressmen who believed the National Legislators stirred got in a jab, and some sent Mr. Roosevelt to the Ananias Club which he himself had organized for those who differ with him.

### Report Opens the Fray.

The fray was opened with the presentation of the report of the special committee appointed to consider the President's further views regarding the Secret Service contained in his message to the House of Representatives last Monday.

Accompanying this was a resolution which declared it to be the sense of the House that it shall decline to consider any communication from any source which is not respectful, and which is not in the language of the message considered unjustified and without basis of fact. Also that it constituted a breach of the privileges of the House.

The recommendation was made that the objectionable portion of the President's annual message be laid on the table and that similar action be taken with respect to the message of last Monday because of its being "unresponsive to the inquiry of the House," as to what the President meant when he said, "referring to the limitation placed upon the field of operations of the Secret Service, that the chief argument in favor of the provision was that the Congressmen did not themselves wish to be investigated."

### All Show Resentment.

When Chairman Perkins, of New York, of the Special Committee, arose to make his report, he faced an almost full membership, while the galleries were packed with interested spectators.

Both the executive and diplomatic galleries, usually deserted, were filled, their occupants, some of whom were compelled to sit in the aisles, displaying the keenest interest in the proceedings. It was not observed that any member of the President's immediate family was present. The corridors were densely crowded, the doorways were jammed and long lines of people waited an opportunity to get even a view into the chamber.

Congressmen Tawney, Smith, of Iowa; Sherry, and Fitzgerald were on the floor, preparing to present what they deemed to be the insinuations of the President upon them, as members of the Committee on Appropriations.

They were not alone in their indignation. Indeed, for some time past the feelings of the members had been growing more and more intense, and some of them have been giving way to their sentiments in language which fully testified to their wounded pride.

### A Breach of Privilege.

Mr. Perkins addressed the House as follows:

"The committee were referred certain passages contained in the annual message of the President. We were to decide whether, in our opinion, those portions of the message were couched in such form that a proper regard for the dignity of a great legislative body should forbid their reception.

"We are of the opinion that the portions of the message do constitute a breach of the privileges of this House and that therefore following the precedent set in similar cases the House should decline to consider them.

"With the merits of the question referring to the use of the secret service men this committee has nothing to do. We fully recognize the right of the President to express his disapproval of legislation adopted by the Congress, to point out its defects and to ask that

## LAWYERS HURL CHALLENGE AND PASS THE LIE IN COURT

### Opposing Counsel in Washington Life Receivership Action Wrangle Vigorously Before Justice Erlanger, One Inviting the Other to "Repeat Remark Outside."

There was almost a clash of fists before Justice Erlanger in the Supreme Court this afternoon when Henry A. Rubin, associated with former Judge E. P. Hatch in Washington Life receivership matter, characterized a remark of William Hepburn Russell as false.

"That is false, and you know it," cried Mr. Rubin.

"If you will repeat that outside, I'll slap your face," retorted Mr. Russell, starting toward the opposing counsel.

Justice Erlanger pounded the bench with his gavel and severely chided the lawyers for their violent language.

Mr. Russell had applied to Justice Erlanger for a receiver for the Washington Life Insurance Company and for the St. James Building, which is owned by the Pittsburgh Life and Trust Company.

Justice Erlanger stated that he would issue an injunction restraining the transfer of any more property or assets of the Washington Life to the Pittsburgh company until he has rendered his decision in the matter of the application for a receiver.

Justice Erlanger also directed counsel for both sides, Mr. Russell and former Judge Hatch, to wait on his at his home at 139 o'clock this evening, and submit orders, as at that hour he will take what course he sees fit in the matter.

Judge Hatch claimed the service of the papers on the Pittsburgh company to be void. He also contended that the court had no jurisdiction because the law requiring notice of all actions for the dissolution of corporations to be served on the Attorney-General had not been complied with.

Mr. Russell, in reply, contended that notice to the Attorney-General was not necessary, as such notice was only required with reference to insurance companies where their assets or capital became impaired.

He cited decisions written by Judge Hatch during his term in the Appellate Division to prove that the Court had jurisdiction to appoint a receiver.

"Yes and I concede that my decisions were according to and sets forth the law," retorted Judge Hatch, "but they do not apply to this case in any way."

Miss Florence Meyers, daughter of Benjamin B. Myers, a druggist, at No. 314 Amsterdam avenue, reported to Principal Wright, of the Wadleigh High School, One Hundred and Fourteenth street and Seventh avenue, and to Miss Jani, whose pupil she is, that a \$25 set of furs had been stolen from her rack in the school wardrobe.

A month ago Miss Myers had occasion to complain of the theft of a pair of gloves, and a week before that she missed a gold class pin, which had been attached to a coat left in the wardrobe.

Numerous other thefts, the lost ranging from handkerchiefs and gloves to cloaks and silver-handled umbrellas, have been reported within the last six weeks, and the authorities of the school are much exercised over the matter.

In the case of the theft of Miss Meyers' furs the thief left a cheap set of catskins in their place.

Gold Class Pin and a Pair of Gloves Also Reported as Having Been Taken at Different Times From Wardrobe of Same Class.

## "HOW SHE WON MY HUSBAND," TOLD BY MRS. GOSLIN

### Unique Bill of Particulars Filed in Woman's \$50,000 Damage Suit.

### WIFE GIVES DETAILS.

### "Prince of Swindlers" Is Now in Europe With His Fair Stenographer.

The most remarkable bill of particulars ever filed in a suit for alienation was presented to-day by Mrs. Alfred R. Goslin, whose husband, known as the "Prince of Swindlers," fled to Europe with his stenographer, Irene Magher.

Goslin was convicted in General Sessions, and jumped his bail while the case was on appeal. Mrs. Goslin sued Miss Magher for \$50,000 damages for alienation of her husband's affections.

The case was called for trial before Justice Brady and a jury in the Supreme Court to-day. Here is the bill of particulars furnished by Mrs. Goslin after ex-Judge Olcott had secured a court order.

"From the nature of the action the knowledge of the facts is more with Miss Magher than with me, and as she is now absent, and as I am informed and believe is in Paris, France, and is not very apt to comply with a request to state the details of how she alienated the affections of my husband, how often, when and where, and the manner, and loving looks, sweet words, embraces and endearments used by her, and as my husband, as I am informed, is now with her, and not likely to make a statement, I allege on information and belief as follows:

### "FIRST—HOW SHE DID IT."

"Annie Irene Magher looked at the plaintiff's husband lovingly, longingly, sweetly and invitingly, and by looks and motions and by what she did say and speak, by words and with her eyes and manners, she challenged his love, affection, affectionate embraces; the exact words used by the defendant the plaintiff is unable to state, not having witnessed their embrace, as neither the defendant nor her husband invited her to be present.

### "DO HOW ELSE SHE DID IT."

"She caused plaintiff's husband to take supper with her at various hotels, and to invite her to wine suppers, during which she threw fiery, longing and loving looks at him, and used all the wiles and lovers' arts and modes of endearment, so as to cause him to love her, and consider her the ne plus ultra of woman, and that she regarded him as possessed of all the qualities she admired and adored in man, as an Adonis.

### "NESTLED UP LOVINGLY."

"She induced him to take her out automobile riding, and nestled up lovingly to his side and put her arms around him and talked lovingly.

"She caused him to live with her as man and wife under assumed names, and lived with him as if she were his wife.

### "GAVE HER MANY PRESENTS."

"She caused him to give her presents of clothing, jewelry and furs, and caused him to support her in great luxury.

Miss Magher resided various cities in America and Europe where she alleged the bewitching typewriter courted her husband and thus alienated his affections from her.

Miss Magher owns two houses in Brooklyn, and Mrs. Goslin has secured a lis pendens so that the property cannot be transferred in case a judgment is secured.

The plaintiff declares that these houses were bought in Miss Magher's name, but with money that she, Mrs. Goslin, had entrusted to her husband to invest for her.

The case is still on.

### THE PUB CLOSING CORNER.

227 AND 229 BROADWAY.  
Cor. Barclay St., Opp. Post-Office.  
Half-Two Men's Overcoats, \$1.50. Suit Sale \$3.98. Men's Overcoats, \$7.50. Day, \$10. \$15. Overcoats & Suits, \$7.50.

## HAINS ALIENIST DEALS HIM HARD BLOW AS DEFENSE CLOSES CASE

### Choir Singer Who Prefers Art to Husband Who Forbids Career



## SHE PREFERENCES CHOIR TO HUSBAND WHO FORBADE SINGING

### Mrs. Kellogg, Brooklyn Contralto, Sacrifices Home to Musical Career.

Mrs. Nella Brown Kellogg, the handsome contralto of the Tompkins Avenue (Brooklyn) Congregational Church, has joined the choir invisible, so far as her husband, a tea merchant, is concerned, and is living without Mr. Kellogg, at No. 23 Bainbridge street, Brooklyn, with her two brothers, Mr. Kellogg is taking his tea without music in his store at No. 23 Washington street, Manhattan.

The tea merchant's wife has been a singer for twelve years and has sung in the choirs of half a dozen fashionable Brooklyn churches. She has also done much concert and drawing-room work, as well as lending her voice for charity's sake. After her marriage seven years ago Thanksgiving Day she withdrew for a time from professional singing. She declared then that she did this at the wish of her husband, who strongly objected to his wife's handsome face and form being on public exhibition even in so sanctified an atmosphere as that of a fashionable church.

Mrs. Kellogg admitted to an Evening World reporter to-day that the separation had taken place about two months ago and that it was due to her husband's dislike for her choir work that she had decided to sacrifice her marital life on the altar of art.

"But really," said Mrs. Kellogg, languidly adjusting a jeweled comb that nestled in a mass of silky brown hair, "I do not wish to talk about this for

publication. I do not care to air my differences with Mr. Kellogg in the newspapers.

"My friends in the church know very well why I have taken this step," she continued slowly, "it was inevitable. It had to be done in any way. Now, that is really all I can say."

From Mrs. Kellogg's friends it was learned that there is at present no definite plan of making the separation by mutual consent one in law. Nor do they hold any hope of a reconciliation.

## DAMAGING REPLIES MADE BY DR. MANSON TO CROSS-QUESTIONS OF DARRIN AND THE JUDGE STUN PRISONER AND COUNSEL.

### STATE STARTS IN WITH TESTIMONY IN REBUTTAL

### Begins by Calling Witnesses to Contradict Thornton Hains's Statement That He Did Not Talk With Policeman Fallon at Inquest.

After one alienist had given it a blow that jarred it all over, and another had gone through a cross-examination that did more harm than good, the defense in the case of Thornton Hains, on trial at Flushing for aiding his brother, Capt. Peter Hains, U. S. A., to kill William E. Annis, rested this afternoon.

Following the alienists the State started to further tear down the fabric of the defense with its rebuttal.

## DROEGE'S REMOVAL IS ORDERED BY APPELLATE COURT

### Magistrate Found Guilty on Charges Presented by Bar Association.

City Magistrate Otto H. Droege was to-day found guilty by the Appellate Division of the Supreme Court of the charges presented against him some months ago by the Bar Association, and was ordered removed from his position as Magistrate.

Two charges were preferred by the Bar Association: One that Droege had attempted to bribe a representative of The World to withhold from publication an article that reflected on the Magistrate's methods of procedure in the courts, and the second that he had unlawfully released prisoners committed by him to the Workhouse.

The charges made by the Bar Association against Droege were the outcome of an investigation of the Night Court by the Commissioners of Accounts, instituted by Mayor McClellan. When the Mayor received the report from the Commissioners he sent a copy of it to the Bar Association.

A long opinion was handed down to-day by Justice Ingraham, and is concurred in by Justices McLaughlin, Laughlin, Houghton and Scott. The opinion in part is as follows:

"The Association of the Bar presented to this Court a petition alleging that Otto H. Droege, a City Magistrate, had been guilty of conduct requiring his removal from office. A copy of the petition was served upon the Magistrate and he entered an answer.

"In his answer he does not directly put in issue any allegation of fact in the petition.

"The opinion points out that within less than two months Droege discharged from the Workhouse sixteen persons without justification and in violation of the provisions of the statutes, and without notifying the probation officer who had these persons in charge. It declares that he granted the discharges for 'favourable reasons,' upon the suggestion of private interests, or suggestions made by persons not connected with the administration of justice."

"There is a very broad distinction," it continues, "between a Magistrate who, under mistaken idea of power, but in what he considers the discharge of his duty, has exceeded his power, and an officer who acts without regard to proper or orderly exercise of power, as supposed to be had."

"The respondent's explanation of his conduct but confirms the impression

(Continued on Second Page)

### Fine New Turkish Bazaar

now open at the new Pulitzer Building, only first-class downtown establishment. Modern every detail. Electric and Turkish bath at all hours, also barber shop, open day and night.

610 West 21st St. Big Sale, \$1.95. Men's Winter Overcoats, \$4.95. Hosiery, 227-229 Broadway, Cor. Barretto St., Opp. Post-Office. Last two days of sale of all our \$25 suits, \$10.95. Blue, buff, gray and brown, all sizes, \$1.10. Single or double, double-breasted, open Saturday evening till 10. Be sure it's the Hub Clothing Co., 227-229 Broadway and Barretto St.